



**STATE OF ALABAMA**  
**SURFACE MINING COMMISSION**  
P.O. BOX 2390 - JASPER, ALABAMA 35502-2390  
(205) 221-4130 • FAX: (205) 221-5077

**EXEMPTION FOR THE EXTRACTION OF COAL INCIDENTAL  
TO THE EXTRACTION OF OTHER MINERALS**

Exemption Application No.: E-0058  
LOST CREEK CLAY & MINERAL, LLC  
P.O. BOX 88  
JASPER, AL 35502

Name of Operation: ROCKY BRANCH PIT

Legal Description of Exempted Area: SE/NE OF SECTION 15 AND SW/NW OF  
SECTION 14, TOWNSHIP 14 SOUTH, RANGE 8  
WEST, WALKER COUNTY, ALABAMA

Number of Acres: 14.7

After careful review of the above application for exemption, the ASMC has determined that application for exemption may be approved. The ASMC has used the data and projections contained in the application as last revised, and other information, to make this determination.

Such approval is subject to the following:

1. The requirements of ASMC Reg. 880-X-2E-.07.
2. The conditions set forth in ASMC Reg. 880-X-2E-.08 which include, but are not limited to the following:
  - i. Maintaining on site information sufficient to verify entitlement to this exemption including records of all mineral sales to purchasers from Lost Creek Clay & Mineral, LLC or any related entity including any broker, sales agent, other person or entity.
  - ii. The right of ASMC personnel to enter onto, upon, and through any mining and reclamation operations at all times without advance notice or warrant upon presentation of appropriate credentials.
3. The timely submission of annual reports of the production of all coal and other mineral mined as required by ASMC Reg. 880-X-2E-.11. Any clay not sold or used commercially for its mineral value will not be considered for annual reporting purposes.
4. Compliance with all applicable laws, rules, or regulations pertaining to the surface mining of coal incidental to the mining of other minerals, whether now or hereafter in effect.

**EFFECTIVE DATE:** July 20, 2021

By: Alabama Surface Mining Commission

  
Kathy H. Love, Director